



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In Re Application of: |) | |
| |) | |
| Balmer et al. |) | Examiner: Lam, Cathy Fong Fong |
| |) | |
| Serial No.: 09/977,175 |) | Art Unit: 1775 |
| |) | |
| Filed: October 12, 2001 |) | Confirmation No.: 2853 |
| |) | |
| For: THREE DIMENSIONAL |) | Docket No.: 0111 |
| WELDING ROD AND SURFACE |) | |
| COVERING |) | |

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby **appeal** to the Board of Patent Appeals and Interferences from the last decision of the Examiner, dated March 2, 2004, finally rejecting claims 1 to 8 and 19 to 30.

A timely response to the final rejection is being filed concurrently herewith.

A check for \$750.00 for the \$330.00 fee for filing this Notice of Appeal (37 CFR 1.17(b)) and \$420.00 for a two month extension of time (37 CFR 1.17(a)(2)) is enclosed herewith. Please

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Appl. No. 09/977,175
Notice of Appeal Dated July 28, 2004
Reply to Final Office Action of March 2, 2004

charge any additional fees due or refund any excess fees to Deposit Account No. 01-2400. (One additional copy of this Notice is enclosed herewith for accounting purposes.)

Respectfully submitted,

7/28/04
Date

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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22213-1450 on: 7/28/04.

April M. Fiedler